

APN #: 410-000-47

BOOK 372 PAGE 399-401
OFFICIAL RECORDS
RECORDED AT THE REQUEST OF
Eureka County
2003 DEC 19 PM 3:01

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

William R. Urga, Esq.
Jolley, Urga, Wirth & Woodbury
3800 Howard Hughes Pkwy., 16th Floor
Las Vegas, Nevada 89109
(702) 699-7500

EUREKA COUNTY, NEVADA
M.N. REDALEATI, RECORDER
FILE NO. FEES 16⁰⁰

184683

MAIL TAX STATEMENTS TO:

W.E. Vining
930 Vista Lago Way
Boulder City, Nevada 89005

SHERIFF'S DEED

This indenture, made this 18th day of December, 2003, between LARRY ETTER, Sheriff of Eureka County, Nevada, and W.E. Vining, as trustee for W.E. Vining Company, Inc., of 930 Vista Lago Way, Boulder City, Clark County, Nevada.

By virtue of a writ of execution dated August 15, 1991, directed and delivered to Ken Jones, Sheriff of Eureka County and issued by the Seventh Judicial District Court of the State of Nevada, in and for the County of Eureka, on a judgment rendered on May 21, 1991, in an action entitled W.E. Vining Company, Inc. v. Norse Windfall Mines, Inc., Eureka Ventures, Norse Minerals, Inc., Viking Minerals, Inc., and Vest U.S.A., Case #3222 in said Court, in favor of W.E. Vining Company, Inc., plaintiff, and against Norse Windfall Mines, Inc., Eureka Ventures, Norse Minerals, Inc., Viking Minerals Inc., and Vest U.S.A., defendants. for the sum of \$1,306,198.50, Ken Jones, as Sheriff of Eureka County, was commanded to satisfy this judgment with interest and costs out of the personal property of defendants, and if sufficient personal property could not be found, then out of the real property belonging to defendants in Eureka County.

Considering that sufficient personal property of defendants could not be found, Ken Jones, in furtherance of such writ of execution, levied on all the estate, right, title, and interest which defendants had of, in, and to the lands, tenements, real estate, and premises, together with all the hereditaments and appurtenances belonging to them, as particularly set forth and described herein, and on the 10th day of February, 1993, sold such property at public auction, after first having given due notice of the time and place of such sale by advertising such according to law. At the sale, such property was sold to W.E. Vining Company, Inc. for the sum of \$260,000.00, W.E. Vining Company, Inc. being the highest bidder, and \$260,000.00 being the highest sum bid and the whole price paid for such property.

Ken Jones, after receiving from W.E. Vining Company, Inc. the sum of \$260,000.00, gave to W.E. Vining Company, Inc. a certificate of sale as required by law, and duplicates of such certificates were filed in the office of the Eureka County Recorder.

More than Twelve Months have expired after such sale without any redemption of the property having been made.

W.E. Vining, as trustee for W.E. Vining Company, Inc. is now the legal owner and the holder of such certificates of sale executed by Ken Jones, Sheriff of Eureka County, Nevada, to W.E. Vining Company, Inc.

Now, this indenture witnesseth that Larry Etter, the current Sheriff of Eureka County, by virtue of such writ of execution, and in pursuance of the applicable statutes, for and in consideration of the sum of \$260,000.00 paid to him by W.E. Vining Company, Inc., as mentioned above, the receipt of which sum is hereby acknowledged, has granted, bargained, sold, conveyed, and confirmed, and by these presents does grant, bargain, sell, convey, and confirm, unto W.E. Vining, as trustee for W.E. Vining Company, Inc., its successors and assigns, all the estate, right, title, and interest of defendants which defendants had on February 10, 1993, or at any time afterwards, of, in, and to all the following real property situated in the County of Eureka, State of Nevada:

Jim Crow, Jim Crow Fraction, Southern Cross, Elmer, Elmer Fraction, Windfall, Windfall Fraction, "2G", May and May Fraction lode mining claims, designated by the Surveyor General as Survey No. 3705, 3705A, 3705B, 3705D, 3705E, embracing a portion of the unsurveyed Public Domain in the Eureka Mining District as described in Patent No. 242462, executed by the United States of America, recorded May 27, 1912, in Book 17, Page 220, Deed Records, Eureka County, Nevada.

Rustler No. 1, Rustler No. 2, and Windfall Extension Fraction lode mining claims, designated by the Surveyor General as Survey No. 4537, embracing a portion of Township 18 North, Range 53 East, M.D.B.&M., in the Eureka Mining District as described in Patent No. 916505, executed by the United States of America, recorded September 30, 1968, in Book 26, Page 95, Official Records, Eureka County, Nevada,

together with all the herditaments and appurtenances belonging to them, to have and to hold such described property, with the appurtenances, as fully and absolutely as Larry Etter, can, may, or ought to, by virtue of such writ of execution, and to the statute in such cases made and provided, grant, bargain, sell, release, assign, convey, and confirm the same.

In witness whereof, I have executed this Deed at Eureka, Nevada on the day and year first above written.

LARRY ETTER, Sheriff of
Eureka County, Nevada

By: *L. Etter*
Sheriff

STATE OF NEVADA)
) ss:
COUNTY OF EUREKA)

On this 18th day of December, 2003, before me, a Notary Public in and for said County and State, personally appeared, Larry Etter known to me to be Sheriff of Eureka County, Nevada, and the person who executed the foregoing instrument, who duly acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned.

By: *Maureen Torres*
Notary Public, In and for
said County and State

 MAUREEN TORRES
Notary Public - State of Nevada
Appointment Recorded in Eureka County
No: 99-35398-8 - Expires January 6, 2007